

COUNCIL COMING ATTRACTIONS





Week of March 2, 2020

Bicycles and E-Scooters, Local Business Child Care Grant Program, Energy and Environmental Design Tax Credit, Community Policing, FY21-26 Capital Improvements Program, Coronavirus Preparedness, Solar Collection System Standards, Office of Grants Management

Council Coming Attractions is a summary of some of the issues before the Council. All Council staff reports and additional information on each item scheduled for Council or Committee review can be viewed at: <http://www.montgomerycountymd.gov/COUNCIL/ondemand/index.html> .

The Council meeting schedule may change from time to time. The current Council and Committee agendas can also be viewed at: <http://www.montgomerycountymd.gov/COUNCIL/ondemand/index.html> .

The Council will meet on Tuesday, March 3 at 9:30 a.m.

-  The Council will be joined by student speaker Iqra Mohamed of Rockville High School.
-  Councilmember Hans Riemer will present a proclamation celebrating the one-year anniversary of Silver Branch Brewing company.

COUNCIL

Bill 8-20, Bicycles and E-Scooters – Operating Requirements and Registration

Bill 8-20 is scheduled for introduction. Council President Sidney Katz is the lead sponsor. Councilmember Gabe Alborno is a cosponsor. Bill 8-20 would do the following: update the definition of bicycle to conform to state law; permit a person to register a bicycle or electric low-speed scooter (e-scooter) owned by a County resident for personal use; require the registration of an e-scooter provided for rent in the County and pay a registration fee; establish operating requirements for e-scooter use in the County; and generally amend County law governing bicycle and e-scooter use in the County. A public hearing is scheduled for March 24 at 1:30 p.m. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_4A.pdf

#MoCoEScooter is being used for this bill on social media.

Bill 9-20, Economic Development Fund – Local Business Child Care Grant Program – Established

Bill 9-20, which would establish a Local Business Child Care Grant Program, is scheduled for introduction. Councilmembers Gabe Alborno and Nancy Navarro are the lead sponsors. Council President Sidney Katz and Councilmembers Andrew Friedson and Hans Riemer are cosponsors. Bill 9-20 also would provide for the administration and eligibility criteria of the program; require regulations to implement the program; and generally amend the law related to the Economic Development Fund. The Local Business Child Care Grant Program would allow the Department of Finance to award a grant to eligible local businesses to provide child care contributions to employees who earn gross incomes of less than \$125,000 annually. The goal of this legislation is to assist local businesses that provide child care contributions for the benefit of their employees. A public hearing is scheduled for March 24 at 1:30 p.m. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_4B.pdf

#LocalBusinessChildCareGrants is being used for this bill on social media.

Bill 10-20, Property Tax Credit – Energy and Environmental Design – Eligibility Criteria and Amounts of Credit

Bill 10-20, which would alter the eligibility criteria for the property tax credit for energy and environmental design, is scheduled for introduction. Councilmembers Andrew Friedson and Hans Riemer are the lead sponsors. Council President Sidney Katz is a cosponsor. Bill 10-20 also would alter the amounts and duration of the property tax credit for energy and environmental design by type of building; and alter annual limits on the total amounts of property tax credits granted by the County for energy and environmental design. A public hearing is scheduled for March 24 at 1:30 p.m. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_4C.pdf

#LEEDPropertyTaxCredit is being used for this bill on social media.

Bill 33-19, Police – Community Policing

The Council is scheduled to vote on Bill 33-19. Councilmembers Nancy Navarro and Craig Rice are the lead sponsors. Council Vice President Tom Hucker and Councilmembers Gabe Alborno, Will Jawando, Andrew Friedson, Evan Glass, Council President Sidney Katz and Hans Riemer are cosponsors. Bill 33-19 would create community policing guidelines focused on initiating and engaging in positive nonenforcement activities, improving cultural competence and promoting de-escalation tactics. The bill also includes reporting requirements for the Montgomery County Police Department (MCPD). The goal of this legislation is to encourage greater transparency and accountability in law enforcement. The Public Safety (PS) Committee recommends enactment with amendments. The recommended amendments include deleting the language requiring MCPD to maintain and expand the school resource officer program; requiring MCPD to designate a liaison to vulnerable populations; adding language requiring MCPD to increase officer knowledge of the County's diverse population; and requiring MCPD to work with County departments, agencies and community-based organizations to incorporate mental health and positive youth development initiatives. The full list of amendments can be found on page one of the Council staff report, which can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_4-5A.pdf

#TransparentAndAccountablePolicing is being used for this bill on social media.

Fiscal Year 2021-2026 (FY21-26) Capital Improvements Program (CIP)

The Council will review the following FY21-26 CIP items:

- **FiberNet**

FiberNet is a 650-mile fiber optic network that connects more than 500 community anchor institutions, including public schools, the community college, libraries, recreation centers and government buildings. This year, the County Executive recommends increasing funding from \$4 million to \$6 million to keep pace with needed connectivity in schools and public safety networks. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_5.pdf

- **ultraMontgomery**

ultraMontgomery is a broadband economic development program that supports cost-effective, competitive access to broadband services and ultra-high-speed networks for businesses throughout Montgomery County. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_6.pdf

- **Housing Opportunities Commission (HOC)**

The Council will review the County Executive's recommendations for HOC, which include continued authorization of revolving fund financing and funds to support the maintenance of housing for people with extremely low incomes. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_7.pdf

- **Department of Housing and Community Affairs (DHCA)**

The Council will review the recommendations for capital funding for DHCA, including an update on the neighborhood revitalization program and a review of the ongoing funding for development or acquisition and preservation of affordable housing and the newly proposed Affordable Housing Opportunity Fund.

- **Montgomery County Police Department (MCPD)**

The Council will review the County Executive's recommendations for MCPD, including discussion of the sixth district police station in Montgomery Village and Gaithersburg. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_9.pdf

- **Department of Correction and Rehabilitation (DOCR)**

The Council will review the County Executive's recommendations for DOCR, including discussion of the Criminal Justice Complex and of the possibility of re-envisioning pre-arrest diversion for mental health and substance abuse problems. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_10.pdf

- **Public Safety System Modernization (PSSM)**

The Council will review the County Executive's recommendations for PSSM. The County is recommending a total project cost of \$113.5 million, which reflects a funding increase of \$2.7 million over the approved FY19-24 CIP. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_11.pdf

- **Master Lease: Digital Evidence Data Storage**

The Council will review the County Executive's recommendations for the Master Lease: Digital Evidence Data Storage. The Government Operations and Fiscal Policy Committee unanimously agreed to recommend to the full Council the adoption of the proposed \$487,000 data storage program budget as proposed by the County Executive. The Council staff report can be viewed here: https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_11-5.pdf

Coronavirus Preparedness

On March 3 at 2 p.m. the Council, sitting as the Board of Health, will hold a briefing to receive up-to-date information on the coronavirus (COVID-19) and discuss the County's efforts to ensure the health and safety of all residents. Dr. Travis Gayles, health officer and chief of public health services in the Department of Health and Human Services, and Earl Stoddard, director of the Office of Emergency Management and Homeland Security, will brief the Council. Dr. Raymond Crowel, director of the Department of Health and Human Services, will also attend the meeting. The Council staff report can be viewed here: https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_13-5.pdf

PUBLIC HEARINGS

Amendments to Washington Suburban Sanitary Commission's (WSSC) FY20-25 Capital Improvements Program

On March 3 at 1:30 p.m. the Council will hold a public hearing on amendments to WSSC's FY20-25 CIP. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_12.pdf

Supplemental Appropriation to the County Government's FY20 Operating Budget, Department of Police - \$1,436,172 for School Safety FY20 School Resource Officer Grant

On March 3 at 1:30 p.m. the Council will hold a public hearing on a special appropriation of \$1,436,172 to the County's FY20 Operating Budget for an FY20 school resource officer (SRO) grant. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_13.pdf

Zoning Text Amendment (ZTA) 20-01, Solar Collection System – AR Zone Standards

On March 3 at 7:30 p.m. the Council will hold a public hearing on ZTA 20-01, which would revise the solar collection system use standards to allow larger facilities in the Agricultural Resource (AR) zone. Councilmember Hans Riemer and Council Vice President Tom Hucker are the lead sponsors. The total amount of collection systems on all parcels would be limited to 1,800 acres. Any collector system constructed under the proposed amendment must be designated pollinator-friendly under the Maryland Pollinator-Friendly Designation Program. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/col/2020/20200303/20200303_14.pdf

COMMITTEES

CIP: Revenue Authority

On March 2 at 9:30 a.m. the Planning, Housing and Economic Development (PHED) Committee will review the County Executive's recommendations for the FY21-26 CIP for the Revenue Authority. The Revenue Authority was created in 1957 to construct and operate a variety of self-supporting projects. It is a self-supporting, public corporation that operates somewhat independently of County government. The corporation owns and operates self-sustaining projects that support the County's economic development, recreation, and transportation needs and assists in financing County government projects by issuing bonds or other debt. The Revenue Authority operates nine golf courses and the Airpark. Projects financed by the

Revenue Authority are listed in the appropriate department or agency's CIP request. As an independent authority, the County does not exercise the same budgetary controls that it does with other departments and agencies. Michael Boone, chief financial officer, Revenue Authority; and Jane Mukira, fiscal and policy analyst, Office of Management and Budget (OMB), are expected to attend the meeting. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200302/20200302_PHED1.pdf

CIP: Parks

The PHED Committee will review the FY21-26 CIP for the Maryland-National Capital Park and Planning Commission (M-NCPPC). M-NCPPC's CIP request for FY21-26 is \$253.3 million, an increase of \$9.6 million over the amended FY19-24 CIP (\$243.7 million). The County Executive recommends funding at \$231.6 million, which is \$12.1 million less than the amended CIP and \$21.7 million below the agency request. To reconcile this difference, the County Executive has recommended an Affordability Reconciliation PDF that reduces current revenue expenditures by \$2.3 million and government obligation bond expenditures by \$15.8 million (totaling \$18.1 million). The Reconciliation PDF does not indicate where the reductions should be made. Casey Anderson, chair, Montgomery County Planning Board; Michael F. Riley, director, Montgomery Parks; and Joe Zimmerman, secretary-treasurer, M-NCPPC, are among those expected to attend the meeting. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200302/20200302_PHED2.pdf

CIP: WSSC and Amendments to the FY20-25 CIP

On March 2 at 2 p.m. the Transportation and Environment (T&E) Committee will review the FY21-26 CIP for WSSC. The County Executive recommends no changes to WSSC's six-year proposed CIP total of \$1.99 billion, which is an increase of \$112.7 million or six percent. The following representatives of WSSC are expected to attend the meeting: Eloise Foster, commission vice-chair; Fausto Bayonet, commissioner; Howie Denis, commissioner; Carla Reid, general manager/CEO; Joe Beach, Deputy General Manager for Administration; James Price, deputy general manager for operations; Monica Johnson, deputy general manager for strategic partnerships; Al Roshdieh, general services director; Patti Colihan, chief financial officer; Letitia Carolina-Powell, budget division manager; and Mark Brackett, capital budget section manager. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200302/20200302_TE1.pdf

CIP: Solid Waste Management – Gude Landfill Remediation Project

The T&E Committee will review the FY21-26 CIP for Solid Waste Management, which contains one ongoing project: Gude Landfill Remediation, which totals \$58.9 million over six years. This represents an increase of \$31.2 million or 127 percent compared to the FY19-24 Amended CIP of \$27.7 million, due to updated estimates from a Maryland Department of the Environment-approved scope. The scope, design and cost are subject to final Maryland Department of the Environmental review, and continued cost refinements are expected. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200302/20200302_TE2.pdf

CIP: Conservation of Natural Resources: Storm Drains and Conservation of Natural Resources: Stormwater Management

The T&E Committee will review the FY21-26 CIP for Conservation of Natural Resources storm drains and stormwater management. For storm drains, the County Executive recommends continuing all projects at the same annual funding levels. Council staff recommends increasing levels of effort in some projects. For stormwater management, the County Executive recommends increasing six-year funding by \$7.2 million, or 6.9 percent. Council staff supports approval of the County Executive's recommendations. The Council staff report can be viewed here:

https://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2020/20200302/20200302_TE3-4.pdf

Bill 36-19, Contracts and Procurement – Office of Grants Management – Established

On March 5 the Government Operations and Fiscal Policy (GO) and Health and Human Services (HHS) Committees will meet jointly review Bill 36-19, which would establish an Office of Grants Management as a principal office of the County's executive branch. Councilmember Nancy Navarro is the lead sponsor. Council Vice President Tom Hucker, Councilmembers Craig Rice and Gabe Albornoz, Council President Sidney Katz and Councilmember Hans Riemer are cosponsors. Bill 36-19 also would alter the circumstances in which a contract may be awarded without competition; and prescribe the authorities and responsibilities of the Office of Grants Management. The Office of Grants Management would have the following responsibilities:

- provide a central point of contact regarding grants that the County receives or awards;
- provide departments with information about federal and state grant opportunities;
- maintain a central database of grants that the County receives or awards;
- provide training and technical assistance for grants management to departments and principal offices;
- develop countywide policies and procedures regarding grants management, in coordination with the Office of Procurement;
- develop practices to ensure that grants management in the County is consistent with racial equity and social justice goals, in coordination with the Office of Procurement;
- perform public outreach regarding grants offered by the County; and
- perform any other grants function assigned by the chief administrative officer.

The goal of this legislation is to increase efficiency and transparency in the County's grants awarding process and in managing grants received by the County. The Council staff report will be available on March 2.

#MoCoGrantsManagement is being used for this bill on social media.

CIP: Transportation

On March 5 at 2 p.m. the T&E Committee will continue its review of the FY21-26 CIP for transportation. The Council staff report will be available on March 2.

Interagency Technology Policy and Coordination Committee (ITPCC) Work Plan

On March 5 at 2 p.m. the GO Committee will review the ITPCC Work Plan. The Council staff report will be available on March 2.

Agencies' FY20 Information Technology Programs and Budgets

The GO Committee will receive an overview of County departments' and agencies' FY20 information technology programs and budgets. The Council staff report will be available on March 2.

Cable Television and Communications Plan

The GO Committee will conduct a preliminary review of the County's Cable Television and Communications Plan. The Council staff report will be available on March 2.

U.S. Census 2020

The GO Committee will discuss the U.S. 2020 Census. Topics expected to be discussed include the following: an overview of goals, timeline and formats of the United States Census 2020 and job application and volunteer recruitment update; a progress update on coordinated effort of County government, agencies and community partners and organizational structure, timeline and goals; and strategies for hard-to-count neighborhoods, low response target audiences and vulnerable populations. The Council staff report will be available on March 2.

CIP: General Government Projects

The GO Committee will close out its meeting with a review of the FY21-26 CIP for general government projects. The Council staff report will be available on March 2.